

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION – CINCINNATI**

JAMES CHIVERS,	:	Case No. 1:23-cv-573
	:	
Plaintiff,	:	Judge Matthew W. McFarland
	:	Magistrate Judge Karen L. Litkovitz
vs.	:	
	:	
DERRICK BISHOFF, et al.,	:	
	:	
Defendants.	:	

ENTRY AND ORDER ADOPTING REPORT AND RECOMMENDATION (Doc. 9)

The Court has reviewed the Report and Recommendations of United States Magistrate Judge Karen L. Litkovitz (Doc. 9), to whom this case is referred pursuant to 28 U.S.C. § 636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) has expired, hereby **ADOPTS** said Report and Recommendations in its entirety.

Accordingly, the Court **DISMISSES** this action without prejudice for failing to pay the filing fee or submit a motion to proceed *in forma pauperis*. The Court certifies pursuant to 28 U.S.C. § 1915(a) that an appeal of this order would not be taken in good faith, and therefore Plaintiff is denied leave to appeal *in forma pauperis*.

IT IS SO ORDERED.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO

By: 
JUDGE MATTHEW W. McFARLAND